



**MINUTES OF THE REGULAR MEETING OF COUNCIL HELD IN
THE COUNCIL CHAMBER, CITY HALL, 141 WEST 14th STREET,
NORTH VANCOUVER, B.C., ON **MONDAY, SEPTEMBER 17, 2007**
AT 6:00 P.M.**

PRESENT:

COUNCIL MEMBERS

Mayor D.R. Mussatto
Councillor P.J. Bookham
*Councillor R.J. Fearnley
Councillor R.N. Heywood
Councillor C.R. Keating
Councillor B.W. Perrault
Councillor S.A. Schechter

STAFF MEMBERS

A.K. Tollstam, City Manager
S.E. Dowey, City Clerk
R.G. Anderson, Deputy City Clerk
I. Gordon, Director, Finance
R.H. White, Director, Community Development
F. Caouette, Director, Corporate Services
S. Ono, City Engineer
G. Penway, Waterfront Project – Development
Manager/City Planner
K. Russell, Development Planner
L. McCarthy, Youth Development Worker
B. Themens, Deputy Director, Finance
J. Irwin, Manager of Financial Services
G. Stainton, Manager City Facilities
D. Sigston, Deputy Director, Corporate Services
E. Schellenberg, Assistant to the City Manager
L. R. Orr, Manager, Special Projects and Services
Const. B. Dabiri, NV RCMP
Insp. C. Kennedy, NV RCMP
J.M. Rowe, Assistant City Clerk/Timekeeper

The meeting was called to order at 6:00 p.m.

ADOPTION OF MINUTES

Moved by Councillor Schechter, seconded by Councillor Perrault

THAT the following Minutes be adopted as circulated:

1. Regular Council Meeting Minutes, September 10, 2007.
2. In Camera Committee of the Whole Meeting Minutes, September 10, 2007.

CARRIED UNANIMOUSLY

PUBLIC INPUT PERIOD – 6:00 P.M. – File: 1090-21

- Mr. Ivan Leonard, 215 St. Andrew's Avenue, spoke regarding "House at 256 East 1st Street".

CONSENT AGENDA ITEMS

{Items *15, *16, *17, *18, *19 and *20}

Moved by Councillor Perrault, seconded by Councillor Heywood

THAT the resolutions listed within the “Consent Agenda” of September 17, 2007, be approved, as follows:

CORRESPONDENCE

- *15. Greater Vancouver Regional District, The Board in Brief, July 20, 2007 & July 27, 2007 - File: 1180-06**

THAT the Greater Vancouver Regional District, The Board in Brief, dated July 20, 2007 & July 27, 2007, be received and filed.

(CARRIED UNANIMOUSLY)

REPORTS OF COMMITTEES, COUNCIL REPRESENTATIVES AND STAFF

- *16. Lonsdale Energy Corp. - Amendment to Green Municipal Fund (GMF)/Federation of Canadian Municipalities (FCM) Loan and Grant - File: 4165-05-04**

Report: Deputy Director of Finance, September 7, 2007.

PURSUANT to the report of the Deputy Director of Finance, dated September 7, 2007, entitled “Lonsdale Energy Corp. – Amendment to Green Municipal Fund (GMF)/Federation of Canadian Municipalities (FCM) Loan and Grant”:

THAT the Mayor and City Clerk be authorized to sign and seal the amendments to the Federation of Canadian Municipalities GMF 1717.

(CARRIED UNANIMOUSLY)

***17. Permissive Taxation Exemption – Community Charter, Division 7 – Permissive Exemptions, Section 224 – File: 1625-04-01**

Report: City Clerk and Manager, Financial Services,
September 10, 2007.

PURSUANT to the report of the City Clerk and Manager, Financial Services, dated September 10, 2007, entitled “Permissive Taxation Exemption – Community Charter, Division 7 – Permissive Exemptions, Section 224”:

THAT “Taxation Exemption Bylaw, 2007, No. 7880”, be considered.

(CARRIED UNANIMOUSLY)

BYLAWS - Introduction and First Three Readings

***18.** “Taxation Exemption Bylaw, 2007, No. 7880”.

THAT Bylaw No. 7880 be read a first time in short form, copies of same having been distributed to Council members and read by them.

(CARRIED UNANIMOUSLY)

THAT the said Bylaw No. 7880 be read a second time in short form.

(CARRIED UNANIMOUSLY)

THAT the said Bylaw No. 7880 be read a third time in short form and passed subject to reconsideration.

(CARRIED UNANIMOUSLY)

REPORTS OF COMMITTEES, COUNCIL REPRESENTATIVES AND STAFF

- *19. “Street and Traffic Bylaw, 1991, No. 6234, Amendment Bylaw, 2007, No. 7881” (Tag Days) – File: 3020-03-02**

Report: Assistant City Engineer, Transportation, September 11, 2007.

PURSUANT to the report of the Assistant City Engineer, Transportation, dated September 11, 2007, entitled “Street and Traffic Bylaw, 1991, No. 6234, Amendment Bylaw, 2007, No. 7881” (Tag Days):

THAT “Street and Traffic Bylaw, 1991, No. 6234, Amendment Bylaw, 2007, No. 7881” (Tag Days), be considered.

(CARRIED UNANIMOUSLY)

BYLAWS - Introduction and First Three Readings

- *20. “Street and Traffic Bylaw, 1991, No. 6234, Amendment Bylaw, 2007, No. 7881” (Tag Days).**

THAT Bylaw No. 7881 be read a first time in short form, copies of same having been distributed to Council members and read by them.

(CARRIED UNANIMOUSLY)

THAT the said Bylaw No. 7881 be read a second time in short form.

(CARRIED UNANIMOUSLY)

THAT the said Bylaw No. 7881 be read a third time in short form and passed subject to reconsideration.

CARRIED UNANIMOUSLY

END OF CONSENT AGENDA ITEMS

Moved by Councillor Schechter, seconded by Councillor Heywood

THAT the Council recess to the Committee of the Whole In Camera, to consider the items as listed under the Committee of the Whole Section of the Council Agenda, for the following reasons respectively for each item:

3. Section 90 (1) (e)
4. Section 90 (1) (c)
5. Section 90 (1) (c)

CARRIED UNANIMOUSLY

The meeting recessed at 6:03 p.m. and reconvened at 6:55 p.m. with the same personnel present.

Moved by Councillor Heywood, seconded by Councillor Keating that the following recommendations of the Committee of the Whole in camera be ratified:

REPORT OF COMMITTEE OF THE WHOLE

4. Council Indemnity Review – File: 1090-06

Report: City Manager, September 12, 2007.

PURSUANT to the report of the City Manager, dated September 12, 2007, entitled “Council Indemnity Review”:

THAT effective January 1, 2006 the annual indemnity be increased to \$81,693 for the Mayor, \$28,259 for Councillors, and \$12,336 (approximately \$1,028 per month) for Acting Mayor;

AND THAT the annual adjustment factor presently used to adjust the Council Indemnities (the formula is 1/3 of the negotiated increase with CUPE Local 389, 1/3 of the negotiated increase with IAFF Local 296, plus 1/3 of the Consumer Price Index (“CPI”) be amended for 2006 and beyond to 50% of the negotiated increase with CUPE Local 389 and 50% of the negotiated increase with IAFF Local 296;

AND THAT in the interim, until the IAFF Local 296 have settled their contract, effective January 1, 2007, the annual indemnity for the Mayor, Councillors, and Acting Mayor be increased by 3%, which is the same increase for Exempt and CUPE Local 389 staff;

continued...

4. Council Indemnity Review – File: 1090-06 - Continued

AND THAT the report of the City Manager, dated September 12, 2007, entitled “Council Indemnity Review”, remain in camera.

(CARRIED UNANIMOUSLY)

5. Labour Relations Matter – File: 1040-03-N7-01

Report: City Manager, September 12, 2007.

THAT the action taken by the Committee of The Whole in camera this evening regarding “Labour Relations Matter” be ratified;

AND THAT the wording of the recommendation and the report of the City Manager, dated September 12, 2007, entitled “Labour Relations Matter”, remain in camera.

CARRIED UNANIMOUSLY

PROCLAMATIONS

Mayor Mussatto read the following Proclamations:

“NATIONAL FAMILY DINNER NIGHT” – SEPTEMBER 20, 2007.

“LOWER LONSDALE FALL FESTIVAL DAY” – SEPTEMBER 23, 2007.

DELEGATIONS

Mr. Don Bell, MP, North Vancouver.

Re: National Maritime Centre for the Pacific and Arctic and Other Matters of Municipal/Federal Government Interest – File: 3380-02-N3-01

Mr. Don Bell, MP, North Vancouver, provided an update on the National Maritime Centre for the Pacific and Arctic. He also discussed other matters of Municipal/Federal Government interest including Federal Revenue Sharing with Municipalities of One-Sixth of the GST; Subsidies to the Film Industry; Asia Pacific Gateway Initiative; Rail Safety; Federal/Provincial Funding for North Vancouver; and Crime and Justice Issues.

Mr. Bell then responded to questions from members of Council.

CORRESPONDENCE

**6. Roger Bassam, Executive Assistant, Office of Don Bell, MP
– North Vancouver Opposition Critic – Pacific Gateway Initiative,
September 12, 2007.**

Re: National Maritime Centre for the Pacific and Arctic and Other Matters of
Municipal/Federal Government Interest – File: 3380-02-N3-01

Moved by Councillor Schechter, seconded by Councillor Perrault

THAT the correspondence received from Mr. Roger Bassam, Executive Assistant, Office of Don Bell, MP – North Vancouver Opposition Critic – Pacific Gateway Initiative, dated September 12, 2007, regarding “National Maritime Centre for the Pacific and Arctic and Other Matters of Municipal/Federal Government Interest” be received and filed with thanks to Mr. Don Bell, MP, for his presentation this evening.

CARRIED UNANIMOUSLY

DELEGATION

Ms. Sue Cook on Behalf of Residents of West 4th Street, North Vancouver.

Re: Issues Regarding West 4th Street – File: 1090-01/1035-02

Ms. Sue Cook, on behalf of the residents of West 4th Street, North Vancouver, spoke regarding the various issues faced by residents living in the area of West 4th Street, including the recent rent strike at the building in the 300 Block of West 4th Street. Ms. Cook showed photographs depicting some of the issues in the area.

Mr. Patrick Regan, Resident of West 4th Street, spoke about the various issues facing his neighbourhood including response to non-911 crimes, illegal parking of vehicles and bylaw enforcement.

John, owner of buildings on West 4th Street, commended the RCMP for their work in the area. John commented on the City’s inaction with regards to a particular landlord and his rental properties on West 4th Street.

Mr. Cyrus Abrishami, Resident of 347 West 4th Street, advised that he would like to see some follow-up to the deal brokered between the tenants and the owner to resolve the rent strike at 347 West 4th Street, as well as the multi-level crime free designation of the buildings at 347 and 375 West 4th Street.

continued...

Ms. Sue Cook on Behalf of Residents of West 4th Street, North Vancouver. - Continued

Inspector Chris Kennedy, North Vancouver RCMP Detachment, advised that since September 1, 2007, eight new members have been added to the members already working in the City Core area; there is monitoring of crime in the area through Crime Analyst; they have been making inroads in the area; and 23 arrests have been made since September 1, 2007 by the new City Core Unit. Inspector Kennedy advised that there have also been inroads made with respect to the problem of graffiti.

Mr. Francis Caouette, Director of Corporate Services, advised that inspections have been undertaken for the buildings at 347 and 375 West 4th Street and orders have been made for 347 West 4th Street. Mr. Caouette advised the report on the property at 375 West 4th is currently being reviewed by staff.

Ms. Cook, Mr. Caouette, Inspector Kennedy and Constable Babak Dabiri, North Vancouver RCMP Detachment, Mr. Steve Ono, City Engineer, and Mr. Richard White, Director of Community Development, then responded to questions from members of Council.

Moved by Councillor Schechter, seconded by Councillor Keating

THAT the delegation from Mr. Paul Murphy, Commercial, Investment and Project Development Consulting, Moodyville Development Corp. on the agenda be brought forward for consideration at this time.

CARRIED UNANIMOUSLY

DELEGATION

Mr. Paul Murphy, Commercial, Investment and Project Development Consulting, Moodyville Development Corp.

Re: Properties on West 4th Street – File: 1090-01/1035-02

Mr. Paul Murphy, Commercial, Investment and Project Development Consulting, Moodyville Development Corp, advised that he was acting as Consultant for the owner of properties on West 4th Street. Mr. Murphy advised that he has taken over the management of several buildings in the area and that the buildings will be cleaned up. Mr. Murphy reviewed a renovation and development concept for the 3 apartment buildings at 341, 347 and 375 West 4th Street.

continued...

Mr. Paul Murphy, Commercial, Investment and Project Development Consulting, Moodyville Development Corp. - Continued

Mr. Murphy then responded to questions from members of Council.

CORRESPONDENCE

7. Ms. Sue Cook, Resident, North Vancouver, August 24, 2007.

Re: Issues Regarding West 4th Street – File: 1090-01/1035-02

Moved by Councillor Perrault, seconded by Councillor Fearnley

THAT the correspondence received from Ms. Sue Cook, Resident, North Vancouver, dated August 24, 2007, entitled “Issues Regarding West 4th Street” be referred to staff for comment.

CARRIED UNANIMOUSLY

CORRESPONDENCE

8. Mr. Paul Murphy, Commercial, Investment and Project Development Consulting, Moodyville Development Corp., September 11, 2007.

Re: Properties on West 4th Street – File: 1090-01/1035-02

Moved by Councillor Perrault, seconded by Councillor Schechter

THAT the correspondence received from Mr. Paul Murphy, Commercial, Investment and Project Development Consulting, Moodyville Development Corp., dated September 11, 2007 regarding “Properties on West 4th Street” be received and filed with thanks.

CARRIED UNANIMOUSLY

Mayor Mussatto declared a recess at 9:21 p.m., and reconvened the meeting at 9:24 p.m. with the same personnel present and with the exception of *Councillor Fearnley.

DELEGATION

Ms. Lana Simon, Director, Ms. Carmina Gooch and Ms. Taylor Wheeler, Pacific Animal Foundation.

Re: Feral Cat Day – October 16, 2007 – File: 3010-02-01

*Councillor Fearnley returned to meeting at 9:25 p.m.

Ms. Lana Simon, Director, Pacific Animal Foundation, gave a PowerPoint presentation regarding feral cats in the City of North Vancouver. Ms. Simon reviewed the issues regarding feral cats in the community and the use of the trap, neuter and return (TNR) program as an option for dealing with feral cats. Ms. Simon asked City Council to recognize the plight of feral cats in the community by proclaiming October 16, 2007 as “Feral Cat Day” in the City of North Vancouver. Ms. Simon also requested that permission be granted to the Pacific Animal Foundation to set up a table with educational materials regarding Feral Cats in front of the City of North Vancouver Library on October 16, 2007.

Ms. Simon introduced Ms. Carmina Gooch and Ms. Taylor Wheeler of the Pacific Animal Foundation.

Ms. Simon then responded to questions from members of Council.

CORRESPONDENCE

9. Ms. Lana Simon, Director, Pacific Animal Foundation, August 21, 2007.

Re: Feral Cat Day – October 16, 2007 – File: 3010-02-01

Moved by Councillor Keating, seconded by Councillor Schechter

THAT the correspondence from Ms. Lana Simon, Director, Pacific Animal Foundation, dated August 21, 2007, entitled “Feral Cat Day – October 16, 2007” be referred to staff for action and that Ms. Lana Simon, Ms. Carmina Gooch and Ms. Taylor Wheeler be thanked for their presentation this evening.

CARRIED UNANIMOUSLY

COUNCIL REPORT - File: 1085-01

Moved by Councillor Keating, seconded by Mayor Mussatto

THAT the Council Report be deferred to a future Council Meeting

CARRIED UNANIMOUSLY

MOTIONS AND NOTICES OF MOTIONS

10. **Development Variance Permit – 121 East 1st Street (Joel Posluns/North Vancouver Aikikai Society) - Sign Bylaw Variance – File: 3345-02 01 E 121 DVP No. 214.**

Moved by Councillor Keating, seconded by Mayor Mussatto

THAT Development Variance Permit No. 214 (Joel Posluns/North Vancouver Aikikai Society, 121 East 1st Street) be issued to Peter Pierobon & Sibeal Foyle/North Vancouver Aikikai Society, in accordance with Section 922 of the Local Government Act;

AND THAT the Mayor and City Clerk be authorized to sign and seal Development Variance Permit No. 214.

CARRIED

Councillor Bookham is recorded as voting contrary to the motion.

REPORTS OF COMMITTEES, COUNCIL REPRESENTATIVES AND STAFF

12. **Long Term Property Tax Strategy – File: 1625-15**

Report: Manager, Financial Services and Manager, Economic Development, September 11, 2007.

Moved by Councillor Schechter, seconded by Councillor Keating

PURSUANT to the report of the Manager, Financial Services and the Manager, Economic Development, dated September 11, 2007, entitled “Long Term Property Tax Strategy”:

THAT Council endorse the process outlined in the September 11, 2007 report for the review of the long term property tax strategy for the City.

CARRIED UNANIMOUSLY

13. Federal Revenue Sharing with Municipalities – One-Sixth of the GST Revenue – File: 1600-01-01

Report: Deputy Director of Finance, September 11, 2007.

Moved by Councillor Schechter, seconded by Councillor Heywood

PURSUANT to the report of the Deputy Director of Finance, dated September 11, 2007, entitled “Federal Revenue Sharing with Municipalities – One-Sixth of the GST Revenue”:

WHEREAS the Federal Government has indicated that it will reduce the Goods and Services Tax (GST) by an additional one percent;

WHEREAS such a reduction would not provide a significant benefit to all economic classes;

WHEREAS municipalities are the first line service provider to all of their residents without the benefit of adequate funding mechanisms other than property taxes and user fees;

WHEREAS the Federation of Canadian Municipalities, at its 2007 Annual Conference, adopted a resolution calling on the Government of Canada to annually share revenues equivalent to One-Sixth of the GST Revenue with Canadian municipalities;

WHEREAS the Cities of Ottawa and Toronto are lobbying the Federal Government to re-allocate One-Sixth of the GST Revenue collected to municipalities;

WHEREAS such an initiative would mean an extra \$5 billion dollars for municipalities across the country;

WHEREAS the Federation of Canadian Municipalities resolution was initiated by the Big Cities Mayor’s Caucus; smaller cities, municipalities and towns’ significant infrastructure needs may well be overlooked as these monies may be funnelled into large urban centers, regional districts or provincial general revenue accounts; and

WHEREAS the City of North Vancouver, along with the District of North Vancouver and the District of West Vancouver, face significant infrastructure challenges which will result in hefty tax increases to North Vancouver residents and businesses;

continued...

13. **Federal Revenue Sharing with Municipalities – One-Sixth of the GST Revenue – File: 1600-01-01 - Continued**

NOW THEREFORE BE IT RESOLVED THAT the City of North Vancouver support the Federation of Canadian Municipalities, Ottawa and Toronto's efforts to lobby the Federal Government to annually, reallocate one-sixth of the GST to municipalities as a "Targeted Infrastructure Renewal/Replacement Fund"; and

RESOLVED THAT the City of North Vancouver work with the other two North Shore municipalities in this regard.

CARRIED UNANIMOUSLY

14. ***HMS Flamborough Head/HMCS Cape Breton* display in North Vancouver – File: 3380-02-N3**

Report: Councillor R. J. Fearnley, September 3, 2007.

Moved by Councillor Fearnley, seconded by Councillor Bookham

PURSUANT to the report of Councillor R.J. Fearnley, dated September 3, 2007, entitled "*HMS Flamborough Head/HMCS Cape Breton* display in North Vancouver":

THAT the course of action suggested in this report be endorsed by the City of North Vancouver;

AND FURTHERMORE THAT the City of North Vancouver send a letter to the Crown Assets Agency of Public Works and Services Canada expressing interest in acquiring items from *HMS Rame Head* for inclusion in the display, on the North Vancouver waterfront, of the already-acquired stern and triple expansion engine from the *HMS Flamborough Head/HMCS Cape Breton*;

AND FURTHERMORE THAT up to Fifteen Thousand Dollars from the Community Enhancement Fund be allocated for miscellaneous expenses related to the securing of parts from the *HMS Rame Head* that will benefit the eventual display of *HMS Flamborough Head/HMCS Cape Breton* in North Vancouver;

continued...

14. ***HMS Flamborough Head/HMCS Cape Breton display in North Vancouver – File: 3380-02-N3 - Continued***

AND FURTHERMORE THAT any monies surplus to the activities suggested within this report be returned to the Community Enhancement Fund.

The vote upon the recommendations was taken separately, as follows:

The vote on the following recommendation:

PURSUANT to the report of Councillor R.J. Fearnley, dated September 3, 2007, entitled “*HMS Flamborough Head/HMCS Cape Breton display in North Vancouver*”:

THAT the course of action suggested in this report be endorsed by the City of North Vancouver;

AND FURTHERMORE THAT up to Fifteen Thousand Dollars from the Community Enhancement Fund be allocated for miscellaneous expenses related to the securing of parts from the *HMS Rame Head* that will benefit the eventual display of *HMS Flamborough Head/HMCS Cape Breton* in North Vancouver;

AND FURTHERMORE THAT any monies surplus to the activities suggested within this report be returned to the Community Enhancement Fund.

DEFEATED

The vote on the following recommendation:

THAT the City of North Vancouver send a letter to the Crown Assets Agency of Public Works and Services Canada expressing interest in acquiring items from *HMS Rame Head* for inclusion in the display, on the North Vancouver waterfront, of the already-acquired stern and triple expansion engine from the *HMS Flamborough Head/HMCS Cape Breton*.

continued...

14. HMS Flamborough Head/HMCS Cape Breton display in North Vancouver – File: 3380-02-N3 - Continued

Moved by Councillor Heywood, seconded by Mayor Mussatto that the motion be amended by adding the following:

AND THAT the report of Councillor R.J. Fearnley entitled “*HMS Flamborough Head/HMCS Cape Breton display in North Vancouver*” dated September 3, 2007, be referred to staff for a report taking into consideration the comments made by Council this evening.

CARRIED UNANIMOUSLY

Moved by Councillor Fearnley, seconded by Councillor Keating

THAT the requirements of the Procedure Bylaw to terminate the meeting at 10:30 P.M., be waived, and the meeting continue until 11:00 P.M., if necessary.

CARRIED UNANIMOUSLY

*Councillor Fearnley left the meeting.

The motion regarding Item 14, as amended, was then **CARRIED UNANIMOUSLY.**

The motion now reads as follows in its entirety:

“THAT the City of North Vancouver send a letter to the Crown Assets Agency of Public Works and Services Canada expressing interest in acquiring items from *HMS Rame Head* for inclusion in the display, on the North Vancouver waterfront, of the already-acquired stern and triple expansion engine from the *HMS Flamborough Head/HMCS Cape Breton*;

AND THAT the report of Councillor R.J. Fearnley entitled “*HMS Flamborough Head/HMCS Cape Breton display in North Vancouver*” dated September 3, 2007, be referred to staff for a report taking into consideration the comments made by Council this evening.”

RECESS

Mayor Mussatto declared a recess at 10:31 p.m., for the public question period and reconvened the meeting immediately.

INQUIRIES

Nil.

ANY OTHER BUSINESS – NEW ITEMS

Nil.

ADJOURNMENT

Moved by Councillor Keating, seconded by Councillor Schechter

THAT the meeting adjourn.

CARRIED UNANIMOUSLY

The meeting adjourned at 10:32 p.m.